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PATENT
00961-P0213A SPM/HML

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	Nicholas V. Perricone
Application No. 10/625,244	Filing Date: 23 July 2006
Title of Application:	Topical Benfotiamine Treatments
Confirmation No. 3183	Group Art Unit: 1618
Examiner	Simon J. Oh

Commissioner for Patents
Post Office 1450
Alexandria, VA 22313-1450

**Notice of Appeal from the Primary Examiner
to the Board of Patent Appeals and Interferences**

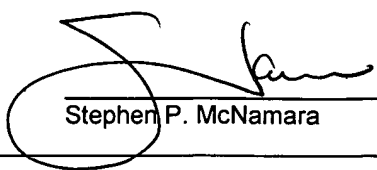
Dear Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed June 28, 2006, finally rejecting claims 10-18 and 21-26.

1. **Status of Applicant.** This application is on behalf of other than a small entity.
2. **Fee for Filing Notice of Appeal.** Pursuant to 37 C.F.R. 1.17(E), the fee for filing the Notice of Appeal is \$500.00. A credit card authorization is enclosed.

Certificate of Mailing: I hereby certify that this correspondence is today being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents; Post Office Box 1450; Alexandria, VA 22313-1450.

August 15, 2006

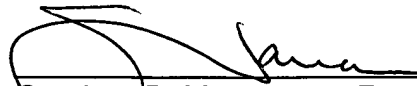


Stephen P. McNamara

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Respectfully submitted,

August 15, 2006

A handwritten signature in black ink, appearing to read 'Stephen P. McNamara', is written over a horizontal line.

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